

Shylah R. Alfonso (admitted *pro hac vice*)
SAlfonso@perkinscoie.com
Tiffany Lee, Bar No. 303007
TiffanyLee@perkinscoie.com
1201 Third Avenue, Suite 4900
Seattle, WA 98101-3099
Telephone: 206.359.8000
Facsimile: 206.359.9000
PERKINS COIE LLP

Attorneys for Defendant
LINKEDIN CORPORATION
[additional counsel listed below signature]

Brian J. Dunne, Bar No. 275689
bdunne@bathaeedunne.com
Edward M. Grauman, (admitted *pro hac vice*)
egrauman@bathaeedunne.com
901 South MoPac Expressway
Barton Oaks Plaza I, Suite 300
Austin, TX 78746
Phone: (213) 462-2772

Attorneys for Plaintiffs
TODD CROWDER, KEVIN SCHULTE, and
GARRICK VANCE, on behalf of the putative class
[additional counsel listed below signature]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

TODD CROWDER, KEVIN SCHULTE,
and GARRICK VANCE, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

LINKEDIN CORPORATION,

Defendant.

Case No. 4:22-cv-00237-HSG

**STIPULATED REQUEST AND
ORDER RE LEAVE TO FILE
SUPPLEMENTAL BRIEFS [CIVIL L.R.
7-3(d), 7-12]**

Judge: Hon. Haywood S. Gilliam, Jr.

1 IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

2 WHEREAS, on May 10, 2023, Defendant LinkedIn Corporation (“LinkedIn”) filed a
3 Motion to Dismiss Plaintiffs’ First Amended Complaint for failure to state a plausible claim.
4 Dkt. No. 73. The motion was fully briefed on June 21, 2023, and the Court heard the motion on
5 July 27, 2023;

6 WHEREAS, on July 28, 2023, the Court issued an order partially lifting the stay of
7 discovery and instructing LinkedIn to “produce to Plaintiffs any private API agreements
8 between LinkedIn and HootSuite, Amobee, Annalect, Ogilvy, or Sprinklr by August 10, 2023.
9 All other discovery beyond the production of these specified private API agreements remains
10 stayed unless otherwise ordered.” Dkt. No. 78;

11 WHEREAS, pursuant to the Court’s order, LinkedIn produced certain API agreements
12 to Plaintiffs on August 10, 2023; and

13 WHEREAS, the parties met and conferred on August 11, 2023, and agreed that it would
14 assist the Court to provide copies of the API agreements and to provide the parties’ respective
15 views of how those agreements should inform the Court’s analysis of LinkedIn’s motion, if at
16 all;

17 NOW THEREFORE, the parties, by and through their attorneys, stipulate and agree
18 pursuant to Civil Local Rule 7-3(d) and 7-12 that, subject to the Court’s approval, the parties
19 shall be permitted to file supplemental briefs of no more than five (5) pages each, limited to
20 discussing the recently-produced API agreements and their impact, if any, on LinkedIn’s
21 motion. The parties shall file their briefs by 5:00 p.m. Pacific time, five (5) business days after
22 the Court’s order granting leave. LinkedIn’s brief will attach copies of the API agreements or
23 representative excerpts thereof as agreed to by Plaintiffs.

24 IT IS SO STIPULATED.

25 DATED: August 14, 2023

PERKINS COIE LLP

26 By: /s/ Shylah R. Alfonso
27 Shylah R. Alfonso
28

Shylah R. Alfonso (admitted *pro hac vice*)
SAlfonso@perkinscoie.com
Tiffany Lee, Bar No. 303007
TiffanyLee@perkinscoie.com
1201 Third Avenue, Suite 4900
Seattle, WA 98101-3099
Telephone: 206.359.8000
Facsimile: 206.359.9000

Elliott J. Joh, Bar No. 264927
EJoh@perkinscoie.com
Lauren Trambley, Bar No. 340634
LTrambley@perkinscoie.com
505 Howard Street, Suite 1000
San Francisco, CA 94105-3204
Telephone: 415.344.7000
Facsimile: 415.344.7050

Jon B. Jacobs (admitted *pro hac vice*)
JBJacobs@perkinscoie.com
700 13th Street, NW
Suite 800
Washington, D.C. 20005-3960
Telephone: 202.654.6200
Facsimile: 202.654.6211

Attorneys for Defendant
LINKEDIN CORPORATION

DATED: August 14, 2023

BATHAEE DUNNE LLP

By: /s/ Brian J. Dunne
Brian J. Dunne

Brian J. Dunne, Bar No. 275689
bdunne@bathaeedunne.com
Edward M. Grauman, (admitted *pro hac vice*)
egrauman@bathaeedunne.com
901 South MoPac Expressway
Barton Oaks Plaza I, Suite 300
Austin, TX 78746
Phone: (213) 462-2772

Yavar Bathaee, Bar No. 282388
yavar@bathaeedunne.com

Andrew C. Wolinsky, (admitted *pro hac vice*)
awolinsky@bathaeedunne.com
445 Park Avenue, 9th Floor
New York, NY 10022
Tel.: (332) 322-8835

Attorneys for Plaintiffs
TODD CROWDER, KEVIN SCHULTE, and
GARRICK VANCE, on behalf of the putative class

Local Rule 5-1(h)(3) Attestation

I, Elliott J. Joh, the filer of this document, attest that each of the signatories to this document
have concurred in the filing of this document.

/s/ Elliott J. Joh
Elliott J. Joh

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 8/15/2023



HAYWOOD S. GILLIAM, JR.
United States District Judge